

TWENTY-SIXTH DAY.

SENATE CHAMBER,
AUSTIN, February 9, 1881. }

Senate met pursuant to adjournment; the President in the chair.

Roll called—quorum present.

Prayer by Rev. Mr. Lemons, of Burleson county.

On motion of Senator Rainey, the reading of the journal of yesterday was omitted, and the same adopted.

Senator Burton presented a petition of citizens of Fort Bend county, asking the Legislature now assembled to pass "An act submitting to the voters of the State a constitutional amendment prohibiting the importation, manufacture and sale of intoxicating liquors as a beverage in this State," to be voted on at the next general election. Referred to Committee on Constitutional Amendments.

Senator Torrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 122, being "An act to amend article 577, chapter 3, title 20, Revised Civil Statutes of the State of Texas," have had the same under consideration, and I am instructed to report back the bill with recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 123, being "An act to amend article 1828, chapter 4, and article 1873, chapter 6, title 37, of the Revised Civil Statutes," have had the same under consideration, and I am instructed to report back the bill with recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 130, being "An act to authorize district courts to transfer cases of administration of estates of deceased persons, and guardianship of minors, persons of unsound minds, and habitual drunkards, pending before them, to the county courts," have had the same under consideration, and have instructed me to report it back with recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 117, being "An act to amend article 245, chapter 2, of the Revised Civil Statutes, and to repeal article 247, chapter 2, of the Revised Civil Statutes," have had the same under consideration, and have instructed me to report it back with recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

Senator Stewart, chairman of Judiciary Committee No. 2, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, February 7, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2, have had under consideration Senate bill No. 108, entitled "An act to amend articles 344, 346 and 357, title 17, of the Revised Civil Statutes of the State of Texas, relating to cities and towns," and instruct me to recommend the adoption of the accompanying amendments, and as amended, that it do pass.

STEWART, Chairman.

FIRST AMENDMENT.

Insert in the bill, next before the words "article 344," where that section is set out in full, the following:

"Article 340. Any city within the limits of this State, containing

one thousand inhabitants or over, may accept the provisions of this title in lieu of any existing charter by a two thirds vote of the city council of such city, which action by the city council shall be held at a regular meeting thereof, and entered upon the journal of their proceedings, and a copy of the same, signed by the mayor and attested by the city clerk or secretary, under the corporate seal, filed and recorded in the office of the clerk of the county court of the county in which such city is situated; and the provisions of this title shall be in force, and all acts theretofore passed incorporating such city, which may be in force by virtue of any existing charter; shall be repealed from and after the filing of the said copy of their proceedings as aforesaid.

"Any city containing one thousand inhabitants or over may be incorporated as such city in the manner prescribed in chapter 11 of this title relating to 'towns and villages;' provided, that wherever the words 'town or village' are used in said chapter 11 it shall be construed to mean 'city having one thousand inhabitants or over;' and provided, that the application to become incorporated shall be signed by at least fifty residents thereof; and when the entry by the county judge (provided in article 514 of said chapter 11) is made with reference to a city of one thousand inhabitants or over, such city shall be invested with all the rights and powers of such cities conferred by this title."

SECOND AMENDMENT.

Insert next before the words "article 357" on page 3, the following:

"Article 352. In case of a vacancy in the office of the city, except alderman, by refusing to accept, or failure to qualify, or by death, resignation or otherwise, the mayor or acting mayor shall fill such vacancy by appointment, to be confirmed by the city council."

THIRD AMENDMENT.

Amend the caption and bill so that it will contain articles 340 and 350.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 8, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 141, a bill to be entitled "An act to amend article 375 of the Penal Code of the State of Texas," have had the same under consideration, and I am instructed by the committee to report the bill back to the Senate, with the recommendation that it do not pass.

STEWART, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 8, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred House bill No. 4, "An act to amend articles 364 and 365 of an act entitled 'an act to adopt and establish a Penal Code and a Code of Criminal Procedure for the State of Texas,' presented to the Governor for his approval on February 27, 1879," have had the same under consideration, and I am instructed by the committee to report the bill back to the Senate, with the recommendation that it do pass.

STEWART, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 2, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 39, a bill to be entitled "An act to amend chapter 17, title 17 of the Penal Code and Code of Criminal Procedure, adopted by the Sixteenth Legislature, relating to swindling and fraudulent disposition of mortgaged property, by adding article 797a," have had the same under consideration, and I am instructed by the committee to report the bill back to the Senate, with the recommendation that it do not pass.

STEWART, Chairman.

Senator Rainey submitted the following minority report:

COMMITTEE ROOM,
AUSTIN, February 2, 1881.

Hon. L. J. Storey, President of the Senate:

A minority of your Judiciary Committee No. 2, to whom was referred Senate bill No. 39, to be entitled "An act to amend chapter 17, title 17 of the Penal Code and Code of Criminal Procedure, adopted by the Sixteenth Legislature, relating to swindling and the fraudulent disposition of mortgaged property, by adding thereto article 797a," respectfully dissent from the report of the majority, and recommend the passage of said bill:

Because we believe that if said bill should become a law that it would be productive of great good in causing many who seek to

avoid their contracts, made under the existing law in relation to liens, from so doing, and will thereby cut off a very fruitful source of litigation and trouble now experienced by many of those who attempt to aid those needing such aid.

Because such a law as this bill contemplates would give force and vitality to the pretended lien given by our laws relating to rents and advances, and could have no other effect than to force persons to comply with their legitimate contracts without requiring those who had aided them to resort to troublesome and expensive litigation to enforce their lien contracts; and we cannot see that such a law could possibly work a hardship or injury upon any person, but would be the means, as before stated, of preventing much expensive litigation.

Your minority would therefore recommend that said bill do pass.
RAINEY, of minority.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 8, 1881.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 81, a bill to be entitled "An act to amend 'an act to adopt a Penal Code and Code of Criminal Procedure for the State of Texas,' passed February 20, 1879," have had the same under consideration, and I am instructed by the committee to report the bill back to the Senate with the recommendation that it do not pass.

STEWART, Chairman.

Bill read first time.

Senator Houston, chairman of Committee on Constitutional Amendments, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 8, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Constitutional Amendments have considered Senate joint resolution No. 37, proposing an amendment to article five (5) of the Constitution of the State of Texas, and I am instructed by a majority of the committee to report the same back to the Senate and to recommend that it do pass.

HOUSTON, Chairman.

Resolution read first time.

Senator Weatherred, chairman of Committee on Judicial Districts, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 8, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Judicial Districts have had under consideration House bill No. 292, entitled "An act to reorganize the Tenth Judicial District, and to establish the Thirty-fifth Judicial District, and prescribe the time of holding terms of courts therein, and providing for the appointment of a district attorney and a district judge for the Thirty-fifth Judicial District and a district attorney for the Tenth Judicial District," and I am instructed to report the same back favorably and recommend that it do pass.

WEATHERRED, Chairman.

Bill read first time.

Senator Stubbs introduced a bill entitled "An act to amend sections 87, 96, 97, 98, 99, 127, 131 and 132 of 'an act to incorporate the city of Galveston, and to grant a new charter,' approved August 2, 1876." Referred to Judiciary Committee, No. 1.

Senator Buchanan of Wood introduced a bill entitled "An act to amend chapter 1 of the Code of Criminal Procedure, adopted by the Sixteenth Legislature, by adding thereto another article, to be styled article 201a." Referred to Judiciary Committee No. 2.

Senate bill No. 13, "regulating the taking of testimony before grand juries," being special order for the hour, was taken up, and, on motion of Senator Tilson, was postponed and Senate bill No. 139, entitled "An act to amend an act entitled 'an act to change and define the times of holding the terms of the district courts in the Fifth Judicial District of the State of Texas, approved April 23, 1879,'" was taken up, read second time and ordered engrossed.

Rules were suspended and bill placed on its third reading by the following vote:

YEAS—24.

Buchanan of Wood,	Cooper,	Homan,
Burges,	Harris,	Lair,
Burton,	Hightower,	Lane,

Lightfoot,
Martin of Cooke,
Martin of Navarro,
Moore,
Patton,

Powers,
Raney,
Shannon,
Stewart,
Stubbs,

Swain,
Terrell,
Tilson,
Weatherred,
Wynne.

NOT VOTING—2.

Gooch,

Henderson.

Bill read third time and passed by the following vote:

YEAS—23.

Buchanan of Wood,
Burges,
Burton,
Cooper,
Harris,
Hightower,
Homan,
Lair,

Lane,
Lightfoot,
Martin of Cooke,
Martin of Navarro,
Moore,
Patton,
Powers,
Raney,

Shannon,
Stewart,
Stubbs,
Terrell,
Tilson,
Weatherred,
Wynne.

NOT VOTING—3.

Gooch,

Henderson,

Swain.

Senator Stewart moved the further postponement of special order for fifteen minutes, and that Senate bills Nos. 118 and 119 be taken up. Adopted and Senate bill No. 118, entitled "An act to amend articles 3602 and 3603, chapter 10 of title 71 of the Revised Civil Statutes of the State of Texas," being first in order was first taken up and read second time.

Senator Stewart offered the following amendment: Amend by adding to the bill:

Section 3. Owing to the fact that there are many county convicts who are enduring oppressive and unjust punishment, because of the existing law, an imperative necessity is created for dispensing with the constitutional requirement that this bill should be read on three several days in each house of the Legislature, and an emergency is created requiring the law to take effect from and after its passage, and it is so enacted.

Adopted.

Senate bill No. 119, entitled "An act to amend article 3593, chapter 9 of title 71 of the Revised Civil Statutes of the State of Texas," was taken up, and read second time.

Senator Stewart offered the following amendment: Amend by adding section 2, to read:

Sec. 3. Owing to the fact that there are many persons, who, as county convicts, are now subjected to oppressive and unjust punishment because of the existing law, an imperative necessity is created for dispensing with the constitutional requirement that this bill should be read on three several days in each house of the Legislature; and an emergency is created which requires that this law take effect from its passage, and it is so enacted.

Adopted.

On motion of Senator Terrell, special order was further postponed; and House bill No. 286, entitled "An act to make an appropriation for the pay of assistant clerks in the Comptroller's office for the month of February, 1881," was taken up, read second time and passed to third reading.

The rules were suspended and bill placed upon its third reading by the following vote:

YEAS—23.

Buchanan of Wood,
Burges,
Burton,
Cooper,
Harris,
Henderson,
Hightower,
Homan,

Lair,
Lane,
Lightfoot,
Martin of Cooke,
Moore,
Powers,
Raney,
Shannon,

Stewart,
Stubbs,
Swain,
Terrell,
Tilson,
Weatherred,
Wynne.

NAYS—none.

NOT VOTING—3.

Gooch,

Martin of Navarro,

Patton,

Bill read third time and passed by the following vote:

YEAS—25.

Buchanan of Wood,
Burges,
Burton,
Cooper,
Harris,

Henderson,
Hightower,
Homan,
Lair,
Lane,

Lightfoot,
Martin of Cooke,
Martin of Navarro,
Moore,
Patton,

Powers,
Rainey,
Shannon,
Stewart,

Stubbs,
Swain,
Terrell,

Tilson,
Weatherred,
Wynne.

NAYS—none.
NOT VOTING.
Gooch.

On motion of Senator Swain, special order was further postponed to reconsider Senate joint resolution No. 12, "Proposing to repeal section 56, article 16 of the Constitution of the State of Texas."

Reconsidered by the following vote:

YEAS—13.

Buchanan of Wood,
Burgess,
Cooper,
Henderson,
Lightfoot,

Martin of Cooke,
Patton,
Rainey,
Stewart,

Stubbs,
Swain,
Terrell,
Tilson.

NAYS—11.

Harris,
Hightower,
Homan,
Lair,

Lane,
Martin of Navarro,
Moore,
Powers,

Shannon,
Weatherred,
Wynne.

NOT VOTING—2.

Burton,

Gooch.

Senator Cooper offered to amend by striking out the word "shall," after the word "legislation," and inserting in lieu thereof the word "may."

Amendment lost by the following vote:

YEAS—14.

Buchanan of Wood,
Burgess,
Cooper,
Lane,
Lightfoot,

Martin of Navarro,
Patton,
Powers,
Rainey,
Shannon,

Stubbs,
Swain,
Terrell,
Tilson.

NAYS—10.

Burton,
Harris,
Henderson,
Hightower,

Homan,
Lair,
Martin of Cooke,

Moore,
Weatherred,
Wynne.

NOT VOTING—2.

Gooch,

Stewart.

Senator Swain offered the following amendment:

Section 56. The Commissioner of Insurance and Statistics shall collect and condense information concerning the productive industries of the State. He shall from time to time, disseminate among the people of the State such knowledge as he may deem important concerning improved machinery and production, and for the promotion of their agricultural stock, manufacturing and mining interests. And he shall send out to the people of the United States and foreign countries such reports concerning the industrial resources of the State of Texas, as may best make known the advantages offered by the State to emigrants; and shall perform such other duties as the Legislature may require and in the manner provided by law; but in no case shall the Legislature have power to establish a bureau of emigration, nor appropriate any money for the purpose of paying the passage of emigrants to Texas.

Lost by the following vote:

YEAS—8.

Buchanan of Wood,
Burgess,
Hightower,

Rainey,
Shannon,
Swain,

Terrell,
Wynne.

NAYS—14.

Burton,
Harris,
Henderson,
Homan,
Lair,

Lane,
Martin of Navarro,
Moore,
Patton,
Powers,

Stewart,
Stubbs,
Tilson,
Weatherred.

On motion of Senator Stewart, bill was postponed till Tuesday next.

(Senator Shannon in the chair.)

Senate bill No. 13, entitled "An act to regulate the taking of testimony before grand juries, in respect to criminal accusations, of the grade of felony," being special order, was taken up and read second time, with reports.

Senator Stubbs moved the adoption of the minority report. Adopted.

Senator Stewart moved the reconsideration of the vote adopting the minority report. Carried by the following vote:

YEAS—19.

Buchanan of Wood,
Burgess,
Burton,
Gooch,
Harris,
Henderson,
Hightower,

Lair,
Lightfoot,
Moore,
Patton,
Powers,
Rainey,

Shannon,
Stewart,
Swain,
Terrell,
Weatherred,
Wynne.

NAYS—6.

Cooper,
Homan,

Lane,
Martin of Navarro,

Stubbs,
Tilson.

NOT VOTING—1.
Martin of Cooke.

Senator Gooch moved to substitute the majority report for the minority report. Adopted, and bill lost by the following vote:

YEAS—19.

Buchanan of Wood,
Burgess,
Burton,
Gooch,
Harris,
Henderson,
Hightower,

Martin of Cooke,
Moore,
Patton,
Powers,
Rainey,
Shannon,

Stewart,
Swain,
Terrell,
Tilson,
Weatherred,
Wynne.

NAYS—6.

Cooper,
Homan,

Lair,
Lane,

Martin of Navarro,
Stubbs.

NOT VOTING—1.
Lightfoot.

On motion of Senator Swain, Senator Tilson was excused indefinitely on account of sickness in his family.

(President in the chair.)

Next special order being Senate bill No. 79, entitled "An act to amend article 1659 of an act entitled 'an act to adopt and establish the Revised Civil Statutes of the State of Texas,' passed by the Sixteenth Legislature of the State of Texas, prescribing the times of holding general elections," was taken up and read second time.

The President then signed Senate bill No. 46, entitled "An act to amend article 1289, chapter 11, title 29, of the Revised Civil Statutes of the State of Texas."

Also, Senate bill No. 60, entitled "An act to provide for the reference of cases pending in the Supreme Court and Court of Appeals to the Commissioners of Appeals for examination and report."

Also, Senate bill No. 38, entitled "An act to amend article 3812, title 79, of the Revised Civil Statutes of the State of Texas, passed by the Sixteenth Legislature February 21, 1879."

Pending bill ordered engrossed.

Senator Tilson, for Committee on Enrolled Bills, made the following reports:

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined, compared, and find correctly enrolled and properly signed, Senate bill No. 38, "An act to amend article 3812, title 79, of the Revised Civil Statutes of the State of Texas, passed by the Sixteenth Legislature, February 21, 1879," and on February 9, 1881, at 12:35 o'clock P. M., presented the same to the Governor for his signature.

TILSON, for committee.

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined, compared, and find correctly enrolled and properly signed, Senate bill No. 60, "An act to create a commission of arbitration and award and define the powers and duties thereof, and to make appropriation to pay the salaries of the judges thereof, approved July 9, 1879," and at 12:35

o'clock P. M., presented the same to the Governor for his signature, this February 9, 1881.

TILSON, for committee.
COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Enrolled Bills have carefully examined, compared, and find correctly enrolled and properly signed, Senate bill No. 46, "An act to amend article 1289, chapter 11, title 29 of the Revised Civil Statutes of the State of Texas," and on this February 9, 1881, at 12:35 o'clock P. M., presented same to the Governor for his signature.

TILSON for Committee.

Senator Patton, by leave, introduced a bill entitled, "An act amendatory of article 2607, chapter 12, title 47 of the Revised Civil Statutes of the State of Texas" Referred to Judiciary Committee No. 1.

Also, by leave, a bill entitled "An act to amend title 11, chapter 1, article 241 of the Revised Civil Statutes of the State of Texas, adopted February 21, 1879." Referred to Committee on State Affairs.

Senator Martin of Navarro, by leave, introduced a bill entitled "An act to amend articles 2076 and 2077, title 37, chapter 22 of the Revised Civil Statutes of the State of Texas, and providing for the advertising of sales of real estate by administrators and executors." Referred to Judiciary Committee No. 1.

Senator Henderson, by leave, introduced a bill entitled, "An act regarding the school lands belonging to the various counties of this State and setting apart the balance of such lands that may be due to them." Referred to Committee on Public Lands.

Senator Stubbs, for Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Engrossed Bills have carefully examined substitute for Senate bill No. 28, "An act to amend article 560 of the Code of Criminal Procedure;" Senate bill No. 10, entitled "An act to prescribe the requisites of indictments in certain cases;" and find said bills correctly engrossed.

STUBBS, for Committee.

Senator Lane moved to postpone the regular order of business, and take up Senate joint resolution No. 30, "Amending section 30, article 16 of the Constitution, fixing the duration of all the offices in the State for a period of four years, except members of the Legislature and judges of the Appellate and Supreme Courts." Adopted.

Bill taken up and read third time.

Senator Gooch offered the following amendment:

Section 2. It shall be the duty of the Governor to give legal notice of this proposed amendment, and issue his proclamation submitting it to the electors of the State at the general election in the year 1882.

Adopted by the following vote:

YEAS—21.

Buchanan of Wood,	Lair,	Powers,
Burges,	Lane,	Rainey,
Burton,	Lightfoot,	Shannon,
Gooch,	Martin of Cooke,	Stubbs,
Harris,	Martin of Navarro,	Swain,
Henderson,	Moore,	Weatherred,
Hightower,	Patton,	Wynne.

NAYS—3.

Homan,	Terrell,	Tilson.
--------	----------	---------

NOT VOTING—2.

Cooper,	Stewart.
---------	----------

Resolution lost by the following vote, it taking two-thirds of all the Senators elected to carry it:

YEAS—17.

Buchanan of Wood,	Henderson,	Lair,
Burges,	Hightower,	Lightfoot,
Gooch,	Homan,	Martin of Cooke,

Moore,
Patton,
Powers,

Rainey,
Stubbs,
Swain,

Weatherred
Wynne.

NAYS—6.

Harris, Lane,	Martin of Navarro, Shannon,	Terrell, Tilson.
------------------	--------------------------------	---------------------

NOT VOTING—3.

Burton,	Cooper,	Stewart.
---------	---------	----------

Senator Lane moved to reconsider the vote just taken.

Senator Lane moved to withdraw his motion to reconsider the passage of House bill No. 7 (the sailors' bill). Ruled out of order, as the time had elapsed.

Senator Gooch moved that Senator Lane be permitted by the Senate to withdraw his motion. Adopted, and the motion withdrawn.

The third special order, being House concurrent resolution with regard to joint committees on apportionment, was taken up.

On motion of Senator Shannon, the committee amendment was adopted, and resolution adopted.

On motion of Senator Homan, the Senate adjourned until 10 o'clock to-morrow morning.

TWENTY-SEVENTH DAY.

SENATE CHAMBER,
AUSTIN, February 10, 1881. }

Senate met pursuant to adjournment; President Storey in the chair.

Roll called—quorum present.

Prayer by the Chaplain.

On motion of Senator Shannon, the reading of the journals of yesterday was dispensed with, and the same adopted.

Senator Homan presented a petition signed by citizens of Burleson county, asking the Legislature to pass an act during the present session submitting to the voters a constitutional amendment prohibiting the importation, sale and manufacture of intoxicating liquors as a beverage. Referred to Committee on Constitutional Amendments.

Senator Rainey, chairman of Committee on Counties and County Boundaries, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 9, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Counties and County Boundaries to whom was referred Senate bill No. 145, "An act to amend sections 1, 4, 5, 6, 7 and 10 of 'an act establishing and prescribing the manner of ascertaining the boundaries of counties,' approved April 23, 1879," have had the same under consideration, and have instructed me to report the same back to the Senate with the recommendation that it do pass.

RAINEY, Chairman.

Bill read first time.

Senator Weatherred, chairman of Committee on Judicial Districts, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 10, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on Judicial Districts to whom was referred Senate bill No. 146, "An act to create the county of John Upton and to define the boundaries thereof," have had the same under consideration and instruct me to report the same back to the Senate with the recommendation that it be referred to the Committee on Counties and County Boundaries.

WEATHERRED, Chairman.

Report adopted and bill so referred.

Senator Patton, chairman of Committee on State Affairs, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 10, 1881.

Hon. L. J. Storey, President of the Senate:

Your Committee on State Affairs have considered Senate bill No. 152, entitled "An act to amend title 11, chapter 1, article 241 of the